


Entered - 06/04/01 - sb
CL01L0340 - DIANNE C. MITCHELL

01- R -0937

CLAIM OF: **LEONARD RYANS,**
through his attorney,
David M. Sobell
1720 Peachtree Street, NW
Suite 929
Atlanta, Georgia 30309

For damages alleged to have been sustained as a result of a fall on
March 31, 2001 at 148 Bell Street.

THIS ADVERSED REPORT IS APPROVED

BY: 

ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0340

Date: June 12, 2001

Claimant /Victim LEONARD RYANS

BY: (Atty) David M. Sobell

Address: 1720 Peachtree Street, NW, Suite 929, Atlanta, Georgia 30309

Subrogation: Claim for Property damage \$ Bodily Injury \$ not stated

Date of Notice: 05/23/01 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 03/31/01 Place: 148 Bell Street

Department Division:

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges he was injured when he fell while ascending the stairs leading to his apartment. The investigation determined that the property where this incident occurred is owned and operated by the Atlanta Housing Authority. The Atlanta Housing Authority is a separate legal entity from the City of Atlanta. The claimant's attorney has been advised to pursue this matter directly with the Atlanta Housing Authority.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police Dept Report Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial

Improper Notice More than Six Months Other Damages reasonable

City not involved X Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager: Concur/date 06-13-01

Committee Action: Council Action

Law

M. Foy
05/01/01
D

TELEPHONE
(404) 873-4488
FACSIMILE
(404) 873-4490

SOBELL & FOY
A PROFESSIONAL CORPORATION
ATTORNEYS & COUNSELORS AT LAW
1720 PEACHTREE STREET, N.W.
SUITE 929
ATLANTA, GEORGIA 30309

DAVID M. SOBELL*
JOHN M. FOY

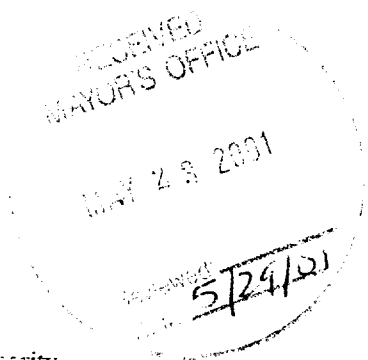
*ALSO ADMITTED IN AL

Monday, May 21, 2001

VIA CERTIFIED MAIL

City of Atlanta
c/o Mayor Bill Campbell
55 Trinity Avenue
Suite 2500
Atlanta, GA 30335

ENTERED - 6-4-01 - SB
01L0340 - DIANNE MITCHELL



Re:	Notice of Claim	
	Our Client(s):	Ryans, Leonard
	Negligent Party:	Atlanta Housing Authority
	Date of Loss:	3/31/01
	Location:	148 Bell Street Apt. # 120 Atlanta, GA 30312
	Negligent/Intentional	
	Conduct:	Failure to Maintain regular repair to light fixtures after written notification
	Injury:	Right shoulder, right ankle, right knee, and back

Dear Mayor Campbell:

This letter shall provide notice to the city of Atlanta of a claim for damages in accordance with O.C.G.A. section 36-33-5. On or about 3/31/01, our client, Leonard Ryans, was injured while ascending the stairs to his apartment. He provided your insured written notification of the lighting problem, but your insured failed to repair the problem. Consequently, Mr. Ryans was injured as a result of this negligence.

Mr. Ryan has injuries to his right shoulder, right ankle, right knee, and back. You will notified the extent of his injuries and the amount of his medical expenses as they become available.

By this letter, we are requesting that this claim be submitted to the City of Atlanta governing authority for adjustment. Should you have any questions regarding this matter, please do not hesitate to call. Thank you for your time and attention to this matter.

Very truly yours,

SOBELL & FOY, P.C.

David M. Sobell
Attorney at Law

DMS/blm

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